

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DANNY WENDELL BURTON : CIVIL ACTION
v. :
DELAWARE COUNTY COURT HOUSE, : NO. 12-4175
et al. :
:

O R D E R

AND NOW, this 7th day of August, 2012, upon
consideration of plaintiff's motion to proceed in forma pauperis
and his pro se complaint, IT IS ORDERED that:

1. Plaintiff's motion to proceed in forma pauperis is
GRANTED.

2. Plaintiff, Danny Wendell Burton, #JJ-8051, shall
pay in installments the full filing fee of \$350. Based on the
financial information provided by plaintiff, an initial partial
filing fee of \$2.56 is assessed. The Superintendent or other
appropriate official at the State Correctional Institution at
Albion or at any other prison at which plaintiff may be
incarcerated is directed to deduct \$2.56 from plaintiff's inmate
trust fund account, when such funds become available, and forward
that amount to the Clerk of the United States District Court for
the Eastern District of Pennsylvania, 2609 U.S. Courthouse,
Philadelphia, PA 19106, to be credited to Civil Action No. 12-
4175. After the initial partial filing fee is collected and
until the full filing fee is paid, the Superintendent or other
appropriate official at the State Correctional Institution at

Albion or at any prison at which plaintiff may be incarcerated, shall deduct from plaintiff's account, each time that plaintiff's inmate trust fund account exceeds \$10, an amount no greater than 20 percent of the money credited to his account during the preceding month and forward that amount to the Clerk of Court at the address provided above to be credited to Civil Action No. 12-4175.

3. Plaintiff's complaint is DISMISSED pursuant to 28 U.S.C. § 1915(e)(2)(B) for the reasons discussed in the Court's Memorandum.

4. The Clerk of Court is directed to send a copy of this order to the Superintendent of the State Correctional Institution at Albion.

5. This case shall be marked CLOSED.

BY THE COURT:


Harvey Bartle III, J.